

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weers et al.	Group Art Unit: 1617
Application No: 09/851,226	Examiner: San Ming R. Hui
Confirmation No: 4017	Attorney Docket No: 0073.00
Filed: May 8, 2001	March 19 <sup>th</sup> , 2008
Title: PHOSPHOLIPID-BASED POWDERS FOR DRUG DELIVERY	San Francisco, California 94107

**RENEWED PETITION UNDER 37 CFR 1.137(b)**

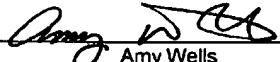
**VIA ELECTRONIC FILING**

Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

07/22/2008 CKHLOK 00000003 100250 09051226  
01 FC:1501 40.00 DA 1400.00 OP

Dear Sir:

Applicant received a Notice of Decision, mailed February 27, 2008, that the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b), filed by Applicant on October 26, 2007, along with payment of the Issue Fee, was dismissed. The Petition was dismissed on grounds that the Issue Fee payment was deficient by \$40, which represented the increase in Issue fees between the time the Notice of Allowance and Issue Fee document was mailed, and the later time at which the Petition and Issue Fee were filed with the U.S. Patent Office. The Petition also did not include a Deposit Account Authorization paragraph to charge any fee deficiency nor was the box checked on the Issue Fee form for the authorization to charge any fee deficiency.

Adjustment date: 07/22/2008 CKHLOK 10/30/2007 HDESTA2 00000024 09051226 03 FC:1506 -1400.00 OP	
CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450; or facsimile transmitted to the U.S. Patent and Trademark Office at (571) 273-8300; or electronically filed, on the date shown below.	
By:  Amy Wells	Date: 03-19-08

Applicant is now providing a Deposit Account Authorization to cover the \$40 in deficient fees, or any other fee which may be due, as follows:

**The Director is hereby authorized to charge the required fee(s), or any deficiency, or credit any overpayment, to Deposit Account Number 10-0258.**


Applicant respectfully requests the Examiner to accept this Petition for Revival and Renewed Petition to grant the revival of the above-referenced application in order to place it in condition for patent issuance.

Should the Examiner have any questions regarding the above remarks, the Examiner is requested to telephone Applicant's representative at the number listed below.

Respectfully submitted,  
JANAH & ASSOCIATES, P.C.

Date: March 19, 2008

By: \_\_\_\_\_

  
Ashok Janah  
Reg. No. 37,487

Please direct all telephone calls to: Ashok K. Janah at: (415) 538-1555.

Please continue to send correspondence to:

Ashok K. Janah  
**Janah & Associates, P.C.**  
650 Delancey Street, Suite 106  
San Francisco, CA 94107.